

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/720,623
Applicants : MORI et al.
Filed : 12/27/2000
TC/A.U. : 1712
Examiner : ZIMMER, Mark S.

Confirmation No. 3428

707 FEB 10 2006

US PATENT & TRADEMARK
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Docket No. : MAEJ-136
Customer No. : 23290

REQUEST FOR REFUND

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Sir:

On November 1, 2005 a charge of \$100.00 (Fee Code 1202) was charged against the undersigned's Deposit Account No. 501032 in connection with the above-identified application. A copy of the undersigned's Deposit Account Statement dated November 30, 2005, is attached hereto.

An Amendment was filed via certificate of facsimile dated October 26, 2005. There were no additional claim fees incurred in connection with the October 26, 2005 Amendment. However, on review of the Amendment as filed, it is noted that a typographical error was made in printing the claims of the Amendment. At the bottom of page 5 of the Amendment as filed, new claims 24 and 25 are typed. However, claim 25 is not complete. At the top of page 6 of the Amendment as filed, new claims 24 and 25 are again typed, with claim 25 being complete. This is an obvious duplication of claims 24 and 25. Claims 24 and 25 should be deleted from the bottom of page 5 as filed in the Amendment. Thus, the claim calculation after the Amendment of October 26, 2005 is:

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MORI et al. - Serial No. 09/720,623
Request for Refund
Attorney Docket: MAEJ-136

	Claims Remaining After Amendment		Highest Number Previously Paid For	Present Extra
Total	20	Minus	20	0
Independent	2	Minus	5	0
TOTAL				0

The attorney of record, Warren A. Zitlau, has contacted the Examiner in charge of this application by telephone to advise him of this error. As indicated in the Examiner's Amendment, the Examiner cancelled one pair of claims 24 and 25 because two claims 24 and two claims 25 both recited the same subject matter. In view of the typographical error, there should be no additional claim fee due at the time of filing the Amendment of October 26, 2005. The \$100.00 charge on November 1, 2005, is thus in error.

It is requested that a refund in the amount of \$100.00 be credited to Deposit Account 501032 (MAEJ-136).

Respectfully submitted,

Barry I. Hollander

Barry I. Hollander
Reg. No. 28,566

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10300 Eaton Place, Suite 305
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Facsimile: 703-383-4804

Date: February 9, 2006

Enclosures:

Copy of Deposit Account Statement
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CERTIFICATE OF MAILING

I hereby certify that this correspondence dated 2/9/06 is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on 2/9/06.

Raymond D. Caldwell
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11	3	05	1350	2295324	VEST-102TM	7205	100.00	2788.68
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